

(2) in subparagraph (A)(i), by striking “such underserved” and inserting “that”.

SA 1462. Mrs. SHAHEEN submitted an amendment intended to be proposed by her to the bill S. 914, to amend the Safe Drinking Water Act and the Federal Water Pollution Control Act to reauthorize programs under those Acts, and for other purposes; which was ordered to lie on the table; as follows:

After title II, insert the following:

TITLE III—PROVIDING FINANCIAL ASSISTANCE TO STATES FOR TESTING AND TREATMENT

SEC. 301. REMEDIATION OF PERFLUOROALKYL AND POLYFLUOROALKYL SUBSTANCES AND OTHER EMERGING CONTAMINANTS IN DRINKING WATER.

Section 1452 of the Safe Drinking Water Act (42 U.S.C. 300j-12) is amended—

(1) in subsection (a)(2)(G)—

(A) in clause (i), by striking “clause (ii)” and inserting “clauses (ii) and (iii)”;

(B) by redesignating clause (iii) as clause (iv); and

(C) by inserting after clause (ii) the following:

“(iii) **USE OF FUNDS.**—The recipient of a grant using amounts described in clause (i) may use the grant funds for projects and activities that address emerging contaminants, including—

“(I) investments necessary for public water systems and users of underground sources of drinking water to comply with the requirements of this title;

“(II) programs to provide household water quality testing, including testing for unregulated contaminants; and

“(III) other investments and programs to address emerging contaminants.”; and

(2) in subsection (t)—

(A) by striking paragraph (1) and inserting the following:

“(1) **DISTRIBUTION.**—

“(A) **IN GENERAL.**—Amounts made available under this subsection shall be allotted to a State as a capitalization grant—

“(i) in accordance with subparagraph (B);

“(ii) for deposit into the State loan fund of the State; and

“(iii) for the purposes described in subsection (a)(2)(G).

“(B) **ALLOTMENT.**—The amounts described in subparagraph (A) shall be allotted to a State—

“(i) for each of fiscal years 2022 and 2023, as if allotted under subsection (a)(1)(D); and

“(ii) for each of fiscal years 2024 through 2030, in accordance with the regulations promulgated under subparagraph (C).

“(C) **RULEMAKING.**—Not later than 2 years after the date of enactment of this subparagraph, the Administrator shall promulgate regulations for the distribution of amounts described in subparagraph (A) among States in a manner that accounts for the prevalence and remedial costs of addressing emerging contaminants, with a focus on perfluoroalkyl and polyfluoroalkyl substances.”; and

(B) in paragraph (2), by striking “this subsection” and all that follows through the period at the end and inserting the following: “this subsection, to remain available until expended—

“(A) for fiscal year 2022—

“(i) \$1,000,000,000; and

“(ii) any additional amount as may be designated by Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)); and

“(B) for each of fiscal years 2023 through 2030, \$1,000,000,000.”.

SEC. 302. REMEDIATION OF CONTAMINATION OF GROUNDWATER BY PERFLUOROALKYL SUBSTANCES.

Title V of the Federal Water Pollution Control Act is amended—

(1) by redesignating section 520 (33 U.S.C. 1251 note) as section 521; and

(2) by inserting after section 519 (33 U.S.C. 1377a) the following:

“SEC. 520. REMEDIATION OF CONTAMINATION OF GROUNDWATER BY PERFLUOROALKYL SUBSTANCES.

“(a) **DEFINITIONS.**—In this section:

“(1) **CONTAMINATED SITE.**—The term ‘contaminated site’ means a site at which groundwater has been contaminated by a covered perfluoroalkyl substance.

“(2) **COVERED PERFLUOROALKYL SUBSTANCE.**—The term ‘covered perfluoroalkyl substance’ means—

“(A) perfluorooctanoic acid (commonly referred to as ‘PFOA’) (Chemical Abstracts Service No. 335-67-1);

“(B) the salts associated with the chemical described in subparagraph (A) (Chemical Abstracts Service Nos. 3825-26-1, 335-95-5, and 68141-02-6);

“(C) perfluorooctane sulfonic acid or sulfonate (commonly referred to as ‘PFOS’) (Chemical Abstracts Service No. 1763-23-1); and

“(D) the salts associated with the chemical described in subparagraph (C) (Chemical Abstracts Service Nos. 2795-39-3, 29457-72-5, 56773-42-3, 29081-56-9, and 70225-14-8).

“(b) **ESTABLISHMENT.**—Subject to subsections (c) and (d), the Administrator shall provide grants to States to address contamination of groundwater by covered perfluoroalkyl substances at contaminated sites.

“(c) **DISTRIBUTION.**—

“(1) **IN GENERAL.**—The Administrator shall ensure that funds made available to carry out this section are distributed to each State—

“(A) for each of fiscal years 2022 and 2023, in such a manner that the total grant amount received by a State under this section is equivalent to the ratio that—

“(i) the amount of the capitalization grant under title VI to the State in the last fiscal year in which capitalization grants were made; bears to

“(ii) the amount of capitalization grants under title VI to all States in the last fiscal year in which capitalization grants were made; and

“(B) for each of fiscal years 2024 through 2030, in accordance with the regulations promulgated under paragraph (2).

“(2) **RULEMAKING.**—Not later than 2 years after the date of enactment of this section, the Administrator shall promulgate regulations for the distribution of amounts made available to carry out this section among States in a manner that accounts for the prevalence and remedial costs of addressing contamination of groundwater by covered perfluoroalkyl substances.

“(d) **CLEANUP STANDARDS.**—

“(1) **IN GENERAL.**—Any detection, treatment, and remediation of groundwater carried out using a grant under this section shall be carried out in accordance with—

“(A) if the Administrator has not designated the applicable covered perfluoroalkyl substance as a hazardous substance under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.), the Draft Deliberative Document prepared by the Administrator entitled ‘Draft Interim Recommendations to Address Groundwater Contaminated with Perfluorooctanoic Acid and Perfluorooctane Sulfonate’ and accepted for interagency review by the Office of Management and Budget on August 31, 2018; and

“(B) if the Administrator has designated the applicable covered perfluoroalkyl substance as a hazardous substance under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.), the requirements of that Act.

“(2) **TOTAL DESTRUCTION TECHNOLOGIES.**—In addressing the contamination described in subsection (b) using amounts from a grant under this section, States shall give preference to addressing that contamination using total destruction technologies that create inert byproducts.

“(e) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to carry out this section—

“(1) for fiscal year 2022—

“(A) \$1,000,000,000; and

“(B) any additional amount as may be designated by Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)); and

“(2) for each of fiscal years 2023 through 2030, \$1,000,000,000.

“(f) **TERMINATION OF AUTHORITY.**—The authority provided by this section terminates on September 30, 2030.”.

SA 1463. Mrs. SHAHEEN (for herself and Mr. TILLIS) submitted an amendment intended to be proposed by her to the bill S. 914, to amend the Safe Drinking Water Act and the Federal Water Pollution Control Act to reauthorize programs under those Acts, and for other purposes; which was ordered to lie on the table; as follows:

SEC. 1. EMERGENCY ASSISTANCE FOR RURAL WATER SYSTEMS.

(a) **DEFINITIONS.**—In this section:

(1) **ELIGIBLE ENTITY.**—The term “eligible entity” means a rural water, wastewater, or waste disposal facility with respect to which assistance may be provided under a water, wastewater, or waste disposal program under section 306(a), 306A, 306C, or 306D of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926(a), 1926a, 1926c, 1926d).

(2) **SECRETARY.**—The term “Secretary” means the Secretary of Agriculture.

(b) **EMERGENCY ASSISTANCE.**—The Secretary may—

(1) provide a grant, a zero percent interest loan, or a 1 percent interest loan to, forgive principal or interest or modify any term or condition of an outstanding loan made to, or refinance part or all of any other loan (if the purpose of the loan is an eligible purpose under section 306(a)(1) or 306C of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926(a)(1), 1926c)) made to, an eligible entity; or

(2) reduce or eliminate any fee that is or would otherwise be required to be paid under section 306(a)(1) of that Act (7 U.S.C. 1926(a)(1)) with respect to a loan guarantee provided to an eligible entity, on the condition that the eligible entity receives the benefit resulting from the reduction or elimination of the fee.

(c) **LEVEL OF ASSISTANCE.**—The Secretary may provide assistance to an eligible entity under subsection (b) as the Secretary determines is necessary—

(1) to ensure that the eligible entity has the necessary resources to maintain public health, safety, or order;

(2) to address financial hardships of the eligible entity due to the COVID-19 public health emergency; or

(3) to promote the financial stability of the eligible entity.